SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 18 be amended to read as follows:

1   Page 12, line 36, delete "Seven" and insert "**Ten**".
2   Page 12, line 36, delete "($7,000,000)." and insert "**($10,000,000).**".
3   Page 12, line 38, delete "five-tenths of".
4   Page 12, line 38, delete "(0.5%)" and insert "**(1%)**".
5   Page 12, line 41, delete "two" and insert "**five**".
6   Page 12, line 41, delete "($200,000)." and insert "**($500,000).**".
7   Page 13, line 40, delete "Except as provided in subsection (b)," and
8   insert "**This section does not apply to a controlled project if a**
9   **sufficient petition requesting a local public question on the**
10   **controlled project has been filed as set forth in section 3.5 of this**
11   **chapter.**".
12   Page 13, delete lines 41 through 42.
13   Page 14, delete lines 1 through 2.
14   Page 18, line 4, delete "Except as provided in" and insert "**This**
15   **section does not apply to a controlled project if a sufficient petition**
16   **requesting a local public question on the controlled project has**
17   **been filed as set forth in section 3.5 of this chapter.**".
18   Page 18, delete lines 5 through 8.
19   Page 22, line 25, delete "Except as provided in subsection (b)," and
20   insert "**This section does not apply to a controlled project if a**
21   **sufficient petition requesting a local public question on the**
22   **controlled project has been filed as set forth in section 3.5 of this**
23   **chapter.**".
24   Page 22, delete lines 26 through 29.
25   Page 22, line 35, after "chapter" delete ";" and insert "**.**".
26   Page 22, delete lines 36 through 38.
27   Page 24, between lines 35 and 36, begin a new line block indented
28   and insert:
29   "**(4) After notice is given, a petition requesting the application**
30   **of the local public question process under section 3.6 of this**
31   **chapter may be filed by the lesser of:**

1	**(A) two hundred fifty (250) persons who are either owners**
2	**of real property within the political subdivision or**
3	**registered voters residing within the political subdivision;**
4	**or**
5	**(B) three percent (3%) of the registered voters residing**
6	**within the political subdivision.**
7	**(5) The state board of accounts shall design and, upon request**
8	**by the county voter registration office, deliver to the county**
9	**voter registration office or the county voter registration**
10	**office's designated printer the petition forms to be used solely**
11	**in the petition process described in this section. The county**
12	**voter registration office shall issue to an owner or owners of**
13	**real property within the political subdivision or a registered**
14	**voter residing within the political subdivision the number of**
15	**petition forms requested by the owner or owners or the**
16	**registered voter. Each form must be accompanied by**
17	**instructions detailing the requirements that:**
18	**(A) the carrier and signers must be owners of real**
19	**property or registered voters;**
20	**(B) the carrier must be a signatory on at least one (1)**
21	**petition;**
22	**(C) after the signatures have been collected, the carrier**
23	**must swear or affirm before a notary public that the**
24	**carrier witnessed each signature; and**
25	**(D) govern the closing date for the petition period.**
26	**Persons requesting forms may be required to identify**
27	**themselves as owners of real property or registered voters and**
28	**may be allowed to pick up additional copies to distribute to**
29	**other property owners or registered voters. Each person**
30	**signing a petition must indicate whether the person is signing**
31	**the petition as a registered voter within the political**
32	**subdivision or is signing the petition as the owner of real**
33	**property within the political subdivision. A person who signs**
34	**a petition as a registered voter must indicate the address at**
35	**which the person is registered to vote. A person who signs a**
36	**petition as a real property owner must indicate the address of**
37	**the real property owned by the person in the political**
38	**subdivision.**
39	**(6) Each petition must be verified under oath by at least one**
40	**(1) qualified petitioner in a manner prescribed by the state**
41	**board of accounts before the petition is filed with the county**
42	**voter registration office under subdivision (7).**
43	**(7) Each petition must be filed with the county voter**
44	**registration office not more than thirty (30) days after**
45	**publication under subdivision (2) of the notice of the**
46	**preliminary determination.**
47	**(8) The county voter registration office shall determine**
48	**whether each person who signed the petition is a registered**

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1	**voter. The county voter registration office shall not more than**

voter. The county voter registration office shall not more than
fifteen (15) business days after receiving a petition forward a
copy of the petition to the county auditor. Not more than ten
(10) business days after receiving the copy of the petition, the
county auditor shall provide to the county voter registration
office a statement verifying:

 (A) whether a person who signed the petition as a
 registered voter but is not a registered voter, as
 determined by the county voter registration office, is the
 owner of real property in the political subdivision; and
 (B) whether a person who signed the petition as an owner
 of real property within the political subdivision does in fact
 own real property within the political subdivision.

(9) The county voter registration office shall not more than
ten (10) business days after receiving the statement from the
county auditor under subdivision (8) make the final
determination of the number of petitioners that are registered
voters in the political subdivision and, based on the statement
provided by the county auditor, the number of petitioners that
own real property within the political subdivision. Whenever
the name of an individual who signs a petition form as a
registered voter contains a minor variation from the name of
the registered voter as set forth in the records of the county
voter registration office, the signature is presumed to be valid,
and there is a presumption that the individual is entitled to
sign the petition under this section. Except as otherwise
provided in this chapter, in determining whether an
individual is a registered voter, the county voter registration
office shall apply the requirements and procedures used
under IC 3 to determine whether a person is a registered
voter for purposes of voting in an election governed by IC 3.
However, an individual is not required to comply with the
provisions concerning providing proof of identification to be
considered a registered voter for purposes of this chapter. A
person is entitled to sign a petition only one (1) time in a
particular petition and remonstrance process under this
chapter, regardless of whether the person owns more than one
(1) parcel of real property within the subdivision and
regardless of whether the person is both a registered voter in
the political subdivision and the owner of real property within
the political subdivision. Notwithstanding any other provision
of this section, if a petition is presented to the county voter
registration office within thirty-five (35) days before an
election, the county voter registration office may defer acting
on the petition, and the time requirements under this section
for action by the county voter registration office do not begin
to run until five (5) days after the date of the election.
(10) The county voter registration office must file a certificate

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1	and each petition with:

and each petition with:
    (A) the township trustee, if the political subdivision is a township, who shall present the petition or petitions to the township board; or
    (B) the body that has the authority to authorize the issuance of the bonds or the execution of a lease, if the political subdivision is not a township;
within thirty-five (35) business days of the filing of the petition requesting a petition and remonstrance process. The certificate must state the number of petitioners that are owners of real property within the political subdivision and the number of petitioners who are registered voters residing within the political subdivision.
(11) If a sufficient petition requesting local public question process is not filed by owners of real property or registered voters as set forth in this section, the political subdivision may issue bonds or enter into a lease by following the provisions of law relating to the bonds to be issued or lease to be entered into.".
Page 25, delete lines 12 through 15, begin a new paragraph and insert:
"(b) The following apply if a sufficient petition requesting the application of the local public question process has been filed as set forth in section 3.5 of this chapter:
    (1) A political subdivision may not impose property taxes to pay debt service or lease rentals unless the political subdivision's proposed debt service or lease rental is approved in an election on a local public question held under this section.
    (2) The petition and remonstrance process under section 3.2 of this chapter does not apply, regardless of whether a sufficient petition requesting the application of a petition and remonstrance process has been filed as set forth in section 3.1 of this chapter.".
Page 31, line 36, delete "described by" and insert "**subject to IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
Page 31, delete line 37.
Page 31, line 39, delete "described by IC 6-1.1-20-3.5(a);" and insert "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6;**".
Page 33, line 20, delete "described by" and insert "**subject to IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
Page 33, delete line 21.
Page 33, line 23, delete "described by IC 6-1.1-20-3.5(a);" and insert "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6;**".
Page 34, line 12, delete "described by" and insert "**subject to IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
Page 34, delete line 13.

1   Page 34, line 15, delete "described by IC 6-1.1-20-3.5(a)." and insert
2   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
3   Page 34, line 33, delete "described by" and insert "**subject to**
4   **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
5   Page 34, delete line 34.
6   Page 34, line 36, delete "described by IC 6-1.1-20-3.5(a)." and insert
7   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
8   Page 35, line 9, delete "described by" and insert "**subject to**
9   **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
10   Page 35, delete line 10.
11   Page 35, line 12, delete "described by IC 6-1.1-20-3.5(a)." and insert
12   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
13   Page 35, line 20, delete "a" and insert "**bonds subject to**
14   **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
15   Page 35, delete lines 21 through 22.
16   Page 35, line 24, delete "a preliminary" and insert "**bonds subject**
17   **to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
18   Page 35, delete line 25.
19   Page 37, line 4, delete "described by IC 6-1.1-20-3.1(a);" and insert
20   "**subject to IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2;**".
21   Page 37, line 6, delete "described by IC 6-1.1-20-3.5(a)." and insert
22   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
23   Page 40, line 16, delete "described by" and insert "**subject to**
24   **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
25   Page 40, delete line 17.
26   Page 40, line 19, delete "described by IC 6-1.1-20-3.5(a)." and insert
27   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
28   Page 40, line 42, delete "described by" and insert "**subject to**
29   **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
30   Page 41, delete line 1.
31   Page 41, line 3, delete "described by IC 6-1.1-20-3.5(a)." and insert
32   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
33   Page 43, line 30, delete "described by" and insert "**subject to**
34   **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
35   Page 43, delete line 31.
36   Page 43, line 33, delete "described by IC 6-1.1-20-3.5(a);" and insert
37   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6;**".
38   Page 59, line 23, delete "described by" and insert "**subject to**
39   **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
40   Page 59, delete line 24.
41   Page 59, line 26, delete "described by IC 6-1.1-20-3.5(a)." and insert
42   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
43   Page 60, line 23, delete "described by" and insert "**subject to**
44   **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
45   Page 60, delete line 24.
46   Page 60, line 26, delete "described by IC 6-1.1-20-3.5(a);" and insert
47   "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6;**".

1   Page 61, line 26, delete "described by" and insert "**subject to**
2 **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
3   Page 61, delete line 27.
4   Page 61, line 29, delete "described by IC 6-1.1-20-3.5(a);" and insert
5 "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6;**".
6   Page 63, line 3, delete "described by" and insert "**subject to**
7 **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
8   Page 63, delete line 4.
9   Page 63, line 6, delete "described by IC 6-1.1-20-3.5(a)." and insert
10 "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6.**".
11   Page 64, line 21, delete "described by" and insert "**subject to**
12 **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
13   Page 64, delete line 22.
14   Page 64, line 24, delete "described by IC 6-1.1-20-3.5(a);" and insert
15 "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6;**".
16   Page 65, line 42, delete "described by" and insert "**subject to**
17 **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
18   Page 66, delete line 1.
19   Page 66, line 3, delete "described by IC 6-1.1-20-3.5(a);" and insert
20 "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6;**".
21   Page 67, line 4, delete "described by" and insert "**subject to**
22 **IC 6-1.1-20-3.1 and IC 6-1.1-20-3.2; or**".
23   Page 67, delete line 5.
24   Page 67, line 7, delete "described by IC 6-1.1-20-3.5(a);" and insert
25 "**subject to IC 6-1.1-20-3.5 and IC 6-1.1-20-3.6;**".
    (Reference is to SB 18 as printed January 11, 2008.)

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Senator BRODEN